

PROCESS RECEIPT AND RETURN
See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF Bay Area Painters and Tapers Pension Fund, et al.	COURT CASE NUMBER C08-0530 MMC
DEFENDANT Frank William Mitchell, et al.	TYPE OF PROCESS

SERVE { NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN
AT Midstate Construction
 ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)
 1180 Holm Road, Petaluma, California 94954

FILED

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW	Number of process to be served with this Form 285
Shaamini A. Babu, Esq. Saltzman & Johnson Law Corporation 44 Montgomery Street, Suite 2110 San Francisco, California 94104	Number of parties served in this case
	Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

Fold

Please levy on any and all amounts due or to become due to judgment debtors Frank William Mitchell and/or Mitchell Construction Drywall Metal Studs (aka Mitchell Construction), including but not limited to progress payments and all other payments or retention monies, until writ amount of \$26,842.73, plus interest of \$1.37 per diem beginning 5/11/08, is satisfied.

SPECIAL INSTRUCTIONS: Make checks payable to "Bay Area Painters & Tapers Trust Funds," c/o U.S. Marshals Service, P.O. Box 36056, San Francisco, CA 94107

Signature of Attorney or other Originator requesting service on behalf of:	<input checked="" type="checkbox"/> PLAINTIFF	TELEPHONE NUMBER	DATE
	<input type="checkbox"/> DEFENDANT	415-882-7900	6/4/08

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin No. 11	District to Serve No. 11	Signature of Authorized USMS Deputy or Clerk 	Date 6/4/08
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I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode	
Address (complete only different than shown above)	Date	Time <input type="checkbox"/> am <input type="checkbox"/> pm
	Signature of U.S. Marshal or Deputy	

Service Fee 	Total Mileage Charges including endeavors \$45.00	Forwarding Fee	Total Charges \$45.00	Advance Deposits \$45.00	Amount owed to U.S. Marshal* or (Amount of Refund*) \$0.00
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REMARKS: 6/4/08 - RPS . Served by RPS on 6/4/08 - Debtor's copies mailed on 6/4/08

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

ATTORNEY NAME Shaamini A. Babu (SBN 230704) SALTZMAN & JOHNSON LAW CORPORATION 44 Montgomery Street Suite #2110 SAN FRANCISCO, CA 94104	TELEPHONE NO. (415) 882-7900	
ATTORNEY FOR Judgment Creditor		
COURT UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA		
SHORT NAME OF CASE Painters vs. Mitchell Construction		
PROOF OF SERVICE – Judgment Debtor	LEVYING OFFICER FILE NO.: C 08 0530	COURT CASE NUMBER: C08-0530 MMC

I, Brandon Correia, declare:

I am a Registered Process Server and was instructed to serve process in the above-referenced matter on the following person or entity. I was on the dates herein mentioned over the age of eighteen years and not a party to the above-entitled action. I am authorized to serve legal process in the State of California. The following facts are within my personal knowledge and if sworn as a witness I can and will truthfully and competently testify thereto.

I delivered a copy of the NOTICE OF LEVY (to Judgment Debtor), NOTICE OF LEVY (to Garnishee), WRIT OF EXECUTION and EXEMPTION FROM THE ENFORCEMENT OF JUDGMENTS (to Individuals) to:

Judgment Debtor: **Frank William Mitchell**
Address: 310 Rancho Murieta Drive, Apt. D
Vacaville, CA 95687

Judgment Debtor: **Mitchell Construction Drywall**
Address: 310 Rancho Murieta Drive, Apt. D
Vacaville, CA 95687

Date of Mailing: June 4th, 2008
Place of Mailing: San Francisco, CA
Manner of Service: Via First Class Mail.

RECEIVED
UNITED STATES MARSHAL

08 JUN -5 PM 2:06

Scuds

NORTHERN DISTRICT OF CALIFORNIA

I declare under penalty of perjury under the laws of the State of California that the forgoing is true and correct and this declaration is executed on June 5th, 2008 at San Francisco, California.

Godspeed Courier Services Inc.
2130 Folsom St.
San Francisco, CA 94119
(415) 821-1000

Signature: 
Name: Brandon Correia
Title: RPS, San Francisco #1057

PROOF OF SERVICE

ATTORNEY NAME Shaamini A. Babu (SBN 230704) SALTZMAN & JOHNSON LAW CORPORATION 44 Montgomery Street Suite 2110 SAN FRANCISCO, CA 94104		TELEPHONE NO. (415) 882-7900
ATTORNEY FOR: Judgment Creditor		
COURT UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA		
SHORT NAME OF CASE Bay Area Painters v. Mitchell Construction		
PROOF OF SERVICE – Garnishee (Bank Levy)	LEVYING OFFICER FILE NO: C 08-0530 MMC	COURT CASE NUMBER: C 08-0530 MMC

I, Tim Sullivan, declare:

I am a registered Process Server and was instructed to serve process in the above-referenced matter on the following person or entity. I was on the dates therein mentioned over the age of eighteen years and not a party to the above-entitled action. I am authorized to serve legal process in the State of California. The following facts are within my personal knowledge and if sworn as a witness I can and will truthfully and competently testify thereto.

**I delivered a copy of the NOTICE OF LEVY, WRIT OF EXECUTION And
MEMORANDUM OF GARNISHEE (3 Copies) to:**

**Garnishee: Midstate Construction
1180 Holm Road
Petaluma, California 94954**

Date of Service: June 4th 2008
Time of Service: 4:29 pm

Manner of Service: Personal Service, by delivery to Wes Berry, a person authorized to receive to accept service for the Garnishee.

RECEIVED
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT
OF CALIFORNIA
08 JUN -5 PM 2008

I declare under penalty of perjury under the laws of the State of California that the forgoing is true and correct and this declaration is executed on June 4th 2008 at San Francisco, California.

Godspeed Courier Services Inc
2130 Folsom St.
San Francisco, CA 94110
(415) 821 1000

Signature: 
Name: Tim Sullivan
Title: RPS, San Francisco #1053

PROOF OF SERVICE